



8-5-04

DIVISION

Dep & Ref
RM 3079

Attorney's Docket No. 3477-91

PATENT

2004 AUG 10 PM 3:24
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Jeffrey L. Wrana
Serial No.: 09/744,167
Filed: January 19, 2001
For: SARA PROTEINS

Art Unit: 1631
Examiner: Michael L. Borin
Confirmation No. 3921

Date: August 4, 2004

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR REFUND OF FEE
UNDER 37 C.F.R. §1.26**

Sir:

Applicants respectfully submit this Request for Refund of Fees pursuant to 37 C.F.R. §1.26 in the amount of \$55.00. On July 16, 2004, Applicants filed a Response to Restriction Requirement and a Petition and Fee for Extension of Time in the United States Patent and Trademark Office (USPTO) via facsimile. The Response to Restriction Requirement stated that the "Commissioner is authorized to charge Deposit Account 50-0220 in the amount of \$55.00 as the fee for a one month extension of time for a small entity" (page 3 of the Restriction Requirement). The Petition and Fee for Extension of Time, as indicated on page 1 of this document, claimed small entity status and on page 2 of this document requested that our Deposit Account be charged in the amount of \$55.00, the small entity fee. A copy of the Restriction Requirement and Petition and Fee for Extension of Time as filed are enclosed for your reference.

Deposit Account 50-0220 was charged \$110.00, the large entity fee for an Extension of Time, on July 29, 2004, thereby overcharging our Deposit Account in the amount of \$55.00. Please see highlighted entry of \$110.00 charge on enclosed Deposit Account Statement. As evidenced by the documentation included with this request, Applicants submit that the Deposit Account should have been charged the small entity fee, \$55.00, for the Extension of Time. Applicants submit that this charge was made in error.

Adjustment date: 09/14/2004 EEKUBAY1
07/29/2004 CDESSAU 00000003 500220 09744167
01 FC:1251 110.00 CR
09/14/2004 EEKUBAY1 00000010 500220 09744167
01 FC:2251 55.00 DA

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PATENT MAINTENANCE
DIVISION

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Accordingly, please credit our Deposit Account No. 50-0220 in the amount of \$55.00 to refund this overcharge of fees.

Respectfully submitted,



Karen A. Magri
Registration No. 41,965

Customer No. 20792
Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401

CERTIFICATE OF EXPRESS MAILING

"Express Mail" mailing label number: EV472534133US Date of Deposit: August 4, 2004
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Sarah Brunmeier

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Deposit Account Statement

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Patent Division

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07/22 383 60559157	9342-190PR	8021	\$40.00	\$24,385.00
07/22 391 60559160	9342-189PR	8021	\$40.00	\$24,345.00
07/22 555 10799328	5487-145	8021	\$40.00	\$24,305.00
07/23 35 78454943	9481.2	7001	\$335.00	\$23,970.00
07/23 116 78133354	9346.2	7004	\$300.00	\$23,670.00
07/23 200 78455028	9418-3	7001	\$335.00	\$23,335.00
07/23 259 PCT/US04/22960	9301.87.WO	8007	\$20.00	\$23,315.00
07/26 188 10029423	8789-21	2251	\$55.00	\$23,260.00
07/26 189 10213428	5470-385	1201	\$172.00	\$23,088.00
07/26 193 60555283		8021	\$40.00	\$23,048.00
07/26 226 10417623		8021	\$40.00	\$23,008.00
07/26 244 10802388	9372.5	8021	\$40.00	\$22,968.00
07/26 326 10837837	9342-171	8021	\$40.00	\$22,928.00
07/26 343 60563053	94612PR	8021	\$40.00	\$22,888.00
07/26 368 60497269	9301-89PR	8021	\$40.00	\$22,848.00
07/26 450 60579708	9389-18PR	8021	\$40.00	\$22,808.00
07/26 492 10722351	5487-1421P	8021	\$40.00	\$22,768.00
07/26 903 78133903	5573.189	7004	\$150.00	\$22,618.00
07/26 1157 10344079	9052-153	8021	\$40.00	\$22,578.00
07/27 81 10898104	9448-21CT	1001	\$770.00	\$21,808.00
07/27 82 10898104	9448-21CT	1202	\$288.00	\$21,520.00
07/27 83 10898104	9448-21CT	1201	\$430.00	\$21,090.00
07/27 212 10005715	5470-259CT	2251	\$55.00	\$21,035.00
07/28 7 10364071	5470.157CT2	1814	\$110.00	\$20,925.00
07/28 87 09889645	9013.31	2253	\$1.00	\$20,924.00
07/28 105 10898608	5308-446	1001	\$770.00	\$20,154.00
07/28 106 10898608	5308-446	1201	\$86.00	\$20,068.00
07/28 107 10898608	5308-446	1202	\$306.00	\$19,762.00
07/28 269 PCT/US04/23548	5470.396.WO	1703	\$61.00	\$19,701.00
07/28 271 PCT/US04/23548	5470.396.WO	8007	\$20.00	\$19,681.00
07/29 2 10088563	KKI-004	1251	\$110.00	\$19,571.00
→ 07/29 3 09744167	3477-91	1251	\$110.00	\$19,461.00 ←
07/29 24 78074008	5689-256	7004	\$150.00	\$19,311.00
07/29 59 60573253	9301-112PR	8021	\$40.00	\$19,271.00
07/29 96 10899791	5308-204IP	1201	\$86.00	\$19,185.00
07/29 153 60591409	9450-3PR	1005	\$160.00	\$19,025.00
07/29 286 10744215	5649-1178	8021	\$40.00	\$18,985.00
07/30 1 09951030	9286.5	2253	\$475.00	\$18,510.00
07/30 17 PAYMENT		9203	-\$25,000.00	\$43,510.00
07/30 93 10798928	5031-214	8021	\$40.00	\$43,470.00
07/30 153 10798928		8021	\$40.00	\$43,430.00

START
BALANCE
\$47,248.00

SUM OF
CHARGES
\$45,448.00

SUM OF END
REPLENISH BALANCE
\$41,630.00 \$43,430.00

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